

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

ASHTON PLASTIC PRODUCTS, INC.

Case No.: C-1-02-529

Plaintiff,

Judge Dlott
Magistrate Judge Sherman

vs.

FUSITE CORPORATION,

**PLAINTIFF'S MOTION FOR
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

Defendant.

Plaintiff Ashton Plastics Products, Inc. respectfully requests, pursuant to Fed. R. Civ. P. 41(a)(2), that this Court dismiss this matter without prejudice, as Plaintiff is without funds to continue the litigation at present, as more fully set forth in the accompanying memorandum.

Respectfully submitted,

/s/ W. B. Markovits
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